

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 67-15135

Priority: April 29, 2015

Maximum Diversion Rate: 1.92 CFS

Maximum Diversion Volume: 432.0 AF

It is hereby certified that:

SAGE ROCK RANCH 1205 PRINGLE RD WEISER ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 29, 2015, and has submitted Proof of Beneficial Use on July 10, 2015. An examination confirms water is diverted from:

Source : WEISER RIVER

Tributary: SNAKE RIVER

Beneficial Use

IRRIGATION

Period of Use

03/01 to 11/15

Rate of Diversion

1.92 CFS

Annual Volume

432.0 AF

Location of Point(s) of Diversion

WEISER RIVER NE¼ NE¼, Sec. 35, Twp 11N, Rge 04W, B.M. WASHINGTON County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	06W	15	40.0	40.0		16.0													96.0

Total Acres: 96.0

Conditions of Approval

1. No water shall be diverted under this right after June 15 of each year without prior approval of the watermaster.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.67 Weiser River.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right does not grant any right-of-way or easement across the land of another.
6. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

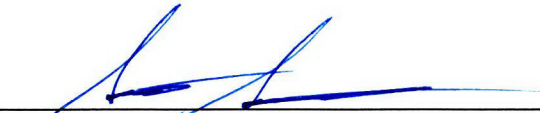
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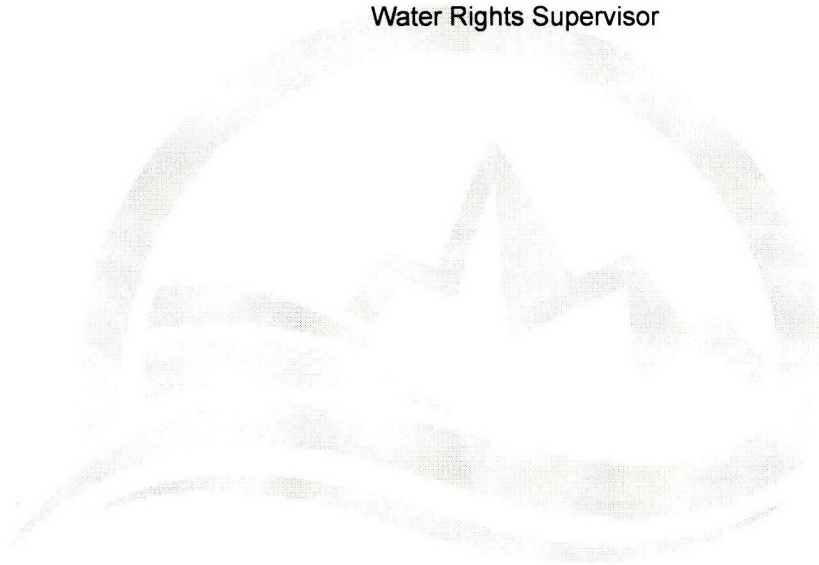
State of Idaho
Department of Water Resources
Water Right License
Water Right No. 67-15135

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 16th day of August, 2023.



SCOTT STORMS
Water Rights Supervisor



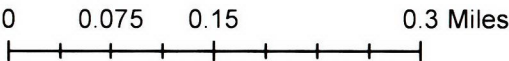
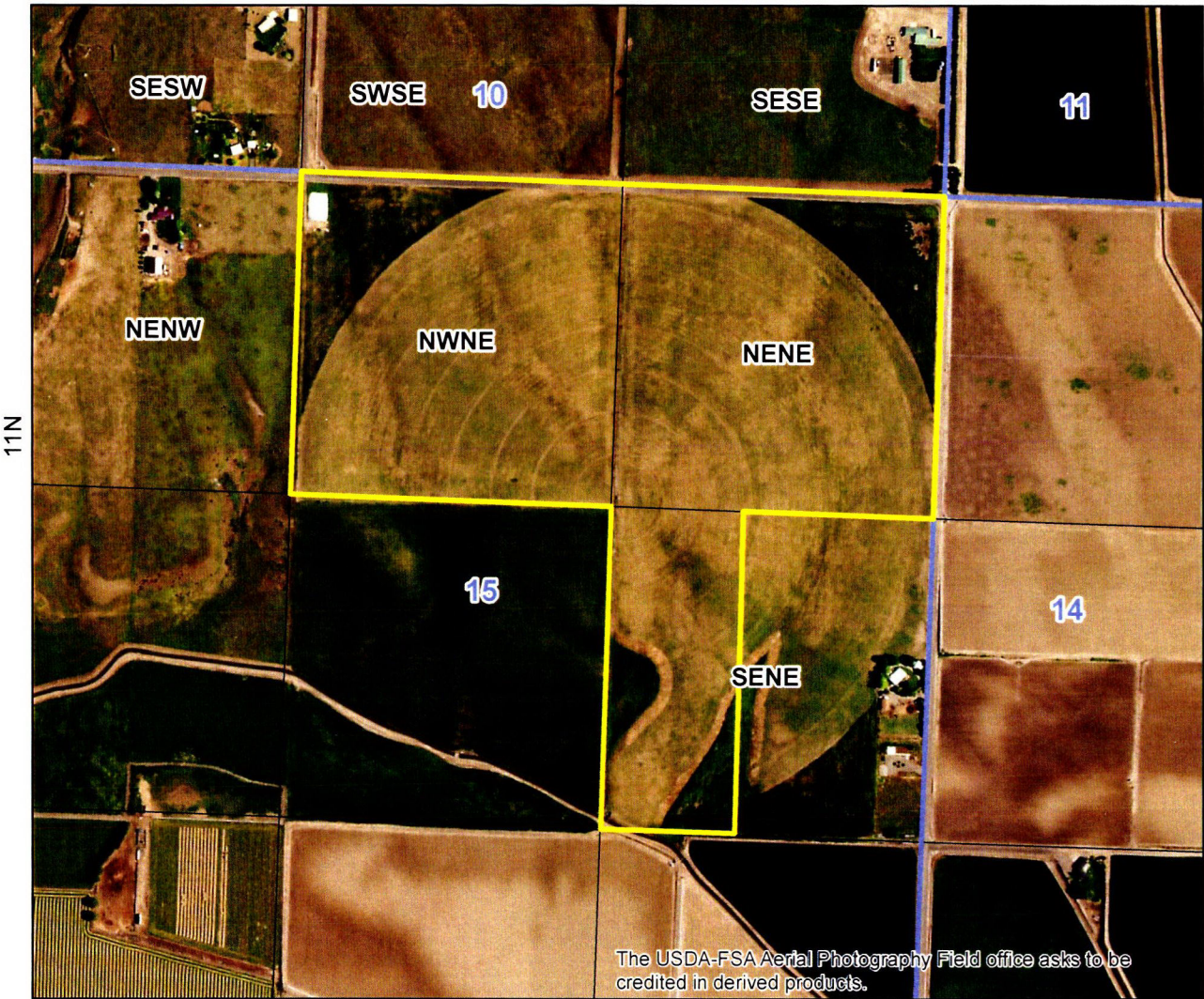
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State of Idaho
Department of Water Resources
Attachment to Water Right
67-15135

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

06W



- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

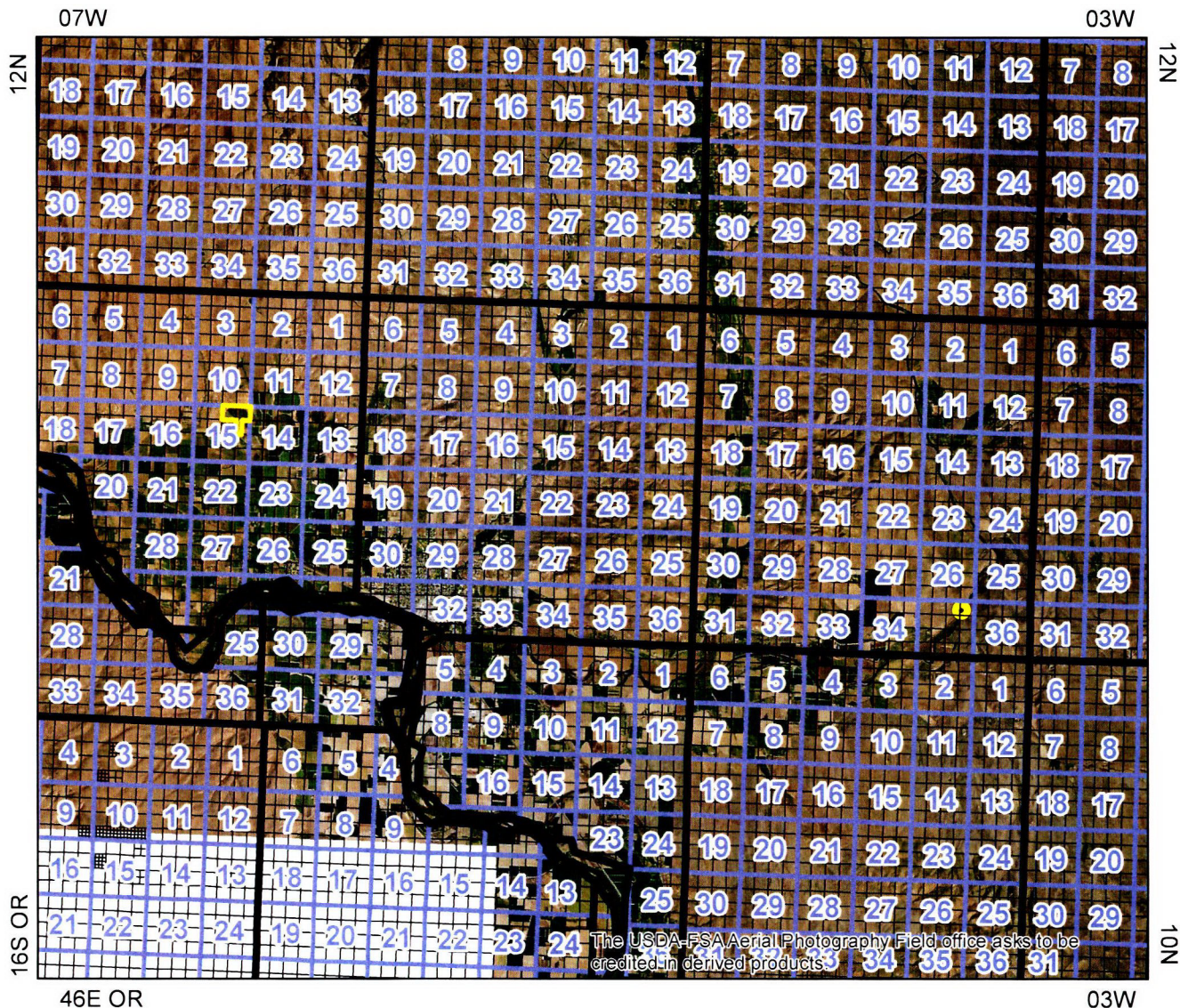
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State of Idaho
Department of Water Resources

Attachment to Water Right

67-15135

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 18, 2023

SAGE ROCK RANCH
1205 PRINGLE RD
WEISER ID 83672-5149

RE: License No. 67-15135

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 605-4624.

Sincerely,


Lynne Evans

for Scott Storms
Water Rights Supervisor

Enclosure(s)

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CERTIFICATE OF SERVICE

I hereby certify that on August 18, 2023, I served a true and correct copy of Water Right License No. 67-15135 by U.S. Mail, postage prepaid, to the following:

SAGE ROCK RANCH (Current Owner)
1205 PRINGLE RD
WEISER ID 83672-5149

KATHY SUMMERS (Watermaster)
WATER DISTRICT #67
PO BOX 829
WEISER ID 83672-0829



Lynne Evans
Administrative Assistant I

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 67-15135
Exam Date: 05/15/2017

1. Current Owner:
SAGE ROCK RANCH 1205 PRINGLE RD WEISER ID 83672
2. Accompanied by: Jeff Widener
Phone No:
Address:
Relationship to permit Holder:

3. **SOURCE:**
WEISER RIVER

Tributary
SNAKE RIVER

Method of Determination: Permit application, IDWR records, USGS topography maps, and field examination

B. OVERLAP REVIEW

1. Other water rights with the same place of use: YES Overlap

Water Right No.	Source	Purpose of Use	Basis

Comments: Crane Creek Reservoir Administration Board, Weiser Irrigation District

2. Other water rights with the same point-of-diversion: NO Overlap

Water Right No.	Source	Purpose of Use	Basis

Comments: Weiser Irrigation District

C. DIVERSION AND DELIVERY SYSTEM1. **LOCATION OF POINT(S) OF DIVERSION:**

WEISER RIVER NE¼ NE¼, Sec. 35, Twp 11N, Rge 04W, B.M. WASHINGTON County

Method of Determination: Field examination and ArcMap tools with aerial imagery.

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	06W	15	40.0	40.0		16.0													96.0

Total Acres: 96.0

Method of Determination: Aerial Imagery, ArcMap Tools, and field exam.

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3.

Delivery System Diagram Attached (required). Indicate all major components and distances between components.
☒ Indicate weir size/pipe as applicable.

Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be
 1:24,000 or greater.

☒ Aerial Photo Attached (required for irrigation of 10+ acres).

☒ Photo of Diversion and System Attached

4.

Well or Diversion ID No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Baldor Reliancer Super E	50	C1702070952	Cornell Pump	Model-4RB-SO-4 Serial #218513 12 69 TCO5831

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Pressure gage at 60 psi
 Weir Reading: inside box = 0.8 feet
 Outside box = 0.9 feet

E. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method: Theoretical Method

Given: 50 hp pump discharging into an 8-inch pipeline at 60 psi to a pivot in a closed system.

$TDH = \text{Total dynamic head} = [(4.5 \text{ ft}) + (60 \text{ psi} \times 2.31)] = 143$

$(8.8) \times (50 \text{ hp}) \times 70\% / 143 = 2.2 \text{ cfs or } 966 \text{ gpm}$

Pivot Design Flow of 750 gpm = 1.67 cfs

Unknown number of handlines running.

Beneficial Use Standard: 96 ac x 0.02 cfs/ac = 1.92 cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 96 \text{ acres} \times 4.5 \text{ af headgate requirement} = 432 \text{ AF}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = (1.92 \text{ cfs}) \times (260 \text{ days}) \times 1.9835 = 990 \text{ AF}$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 432 \text{ AF}$

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2. Volume Calculations for Other Uses:

G. NARRATIVE/REMARKS/COMMENTS

Proof of beneficial use was submitted on July 10, 2015 for permit 57-15135. A field exam was conducted by WRA Aaron Skinner while accompanied by WRA Cody Parker and Jeff Widener on May 15, 2017. The field exam write-up was completed by water resource agent, sr., Allen Bradbury. Current Washington County tax lot data shows that the permit holder, Sage Rock Ranch, owns the land pertinent to the Place of Use (POU) in the NE¼ of Sec. 15 T11 N R06W. The Point of Diversion (POD) is owned by the Weiser Ditch Company located in the NE¼ NE¼, Sec. 35, T11 N, R04W from the Weiser River.

Water is delivered to the property from the Galloway Canal. A submerged orifice weir allows water from the canal to enter a concrete collection box. Then a 50 hp Baldor Reliancer Super E motor with a Cornell pump model 4RB-SO-4 lifts water from the collection box into an 8-inch mainline connected to a 7-tower center pivot with an end gun. The pivot corners are covered by handlines.

Overlap review found surface water delivery for irrigation from Weiser Irrigation District. Notes with the original application indicate that this is only for 19 acres in the SENE Sec. 15 T11 N R06W. The original application describes 166 shares of Crane Creek Reservoir (CCR) storage water that is also delivered by the Weiser Irrigation District (WID) through the Galloway Canal from the same point of diversion on the Weiser River. Attachments to the application describe a total of 115 acres (96 + 19) being assessed and paid every year since 1949, the relevant agreements and receipts were included. The conclusion is that the pivot and end gun cover all 96 acres on the permit plus the 19 acres already covered by Crane Creek Reservoir water.

The POU was determined using 2017 aerial imagery and field exam notes. The pivot plus end gun irrigates 96 acres including 15 acres covered by WID/CCR water. The three pivot corners total 19 ac (7.5 ac + 6.5 ac + 4 ac) and are irrigated by handlines. Therefore, the total irrigation is 115 acres minus 19 acres of WID/CCR is 96 acres. The irrigated acres measured matched the acres authorized by the permit at 96 acres. I am recommending a 96-acre place of use.

Flow rate was determined using a theoretical calculation of a 50 hp pump discharging into an 8-inch pipeline at 60 psi. With pump efficiencies from 70 to 75% the 50 hp pump lifting 4.5 feet at 60 psi could yield 2.2 to 2.3 cfs. The rate and number of handlines running at the time of the field visit is unknown. However, given the pump was supporting 115 acres of irrigation, the beneficial use rate of 0.02 cfs/acre x 115 acres is 2.3 cfs. I am recommending the beneficial use standard from the permit rate of 1.92 cfs.

Changes in Condition from Permit to Licensing

Retained 086, R65, and R05.

Condition 01J was removed as per licensing standards and replaced with condition R43. Submerged orifice weir with staff gages meet the measurement criteria

Condition 004 was retained.

Condition 121 was replaced with condition 103 as per department standards.

Have conditions of permit approval been met? ____ Yes X No

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H. RECOMMENDATIONS**1. Recommended Amounts**

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Volume</u>
IRRIGATION	03/01 to 11/15	1.92 CFS	432 AF

Totals: 1.92 CFS 432 AF

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above X None

___ Change P.U. as reflected above ___ Add P.U. as reflected above X None

I. AUTHENTICATION Allen Bradbury - Water Resource Agent, Senior

Field Examiner's Name Allen Bradbury Date 7/20/23

Reviewer [Signature] Date 8/16/2023

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State of Idaho
Department of Water Resources
System POU Map 67-15135
96 acre POU



- | | |
|-------------------------|------------------|
| Pump | Townships |
| License POU | PLS Sections |
| Permit POU | Quarter Quarters |
| Weiser Irrigation Dist. | Taxlots |

0 0.05 0.1 0.2 Miles



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Figure 1. Pumping station for WR 67-15135 on the bank of the Galloway Canal from the Weiser River. The red pipe is 4.5 ft total long, and 2ft is submerged in the water.



Figure 2. Trash screen and headgate box for POD.



Figure 3. Staff gages on either side of headgate.

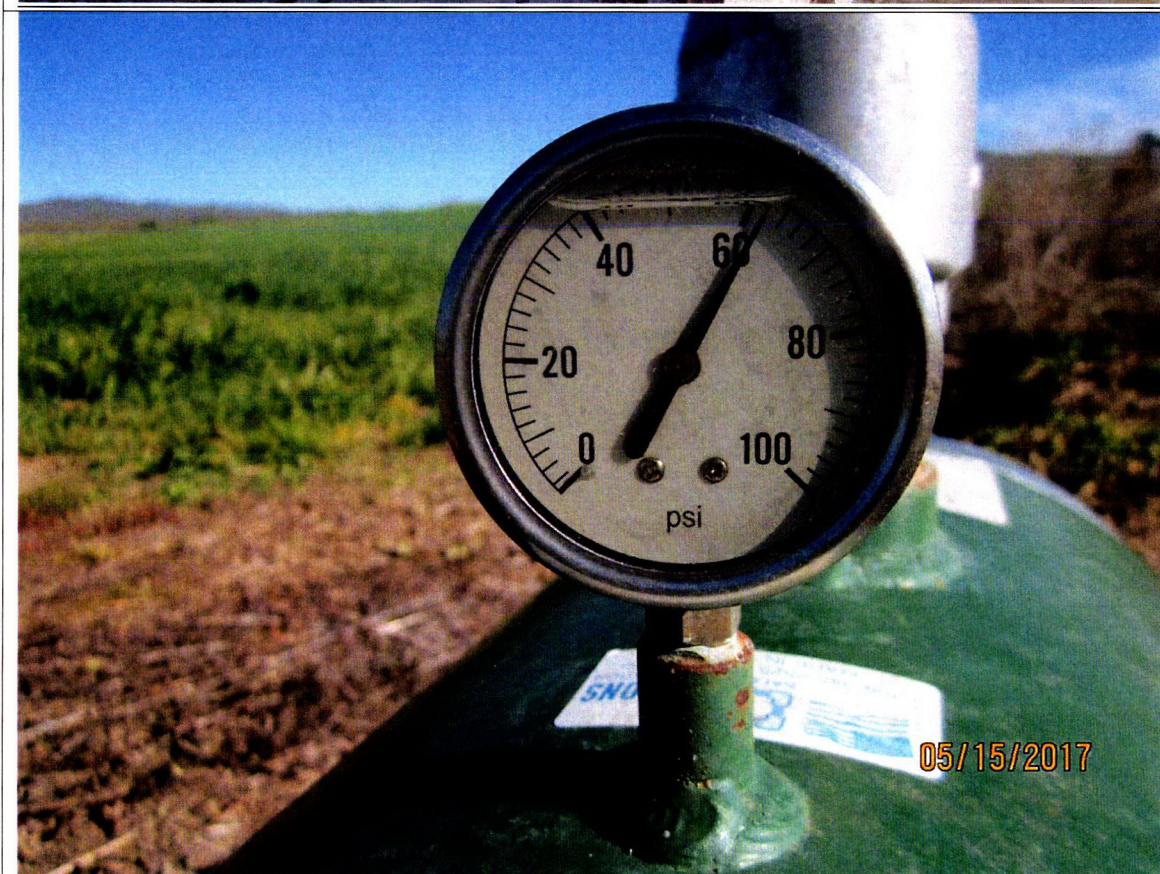


Figure 4. Pressure gage reading about 60 psi.



Figure 5. Location of pressure gage along filter.

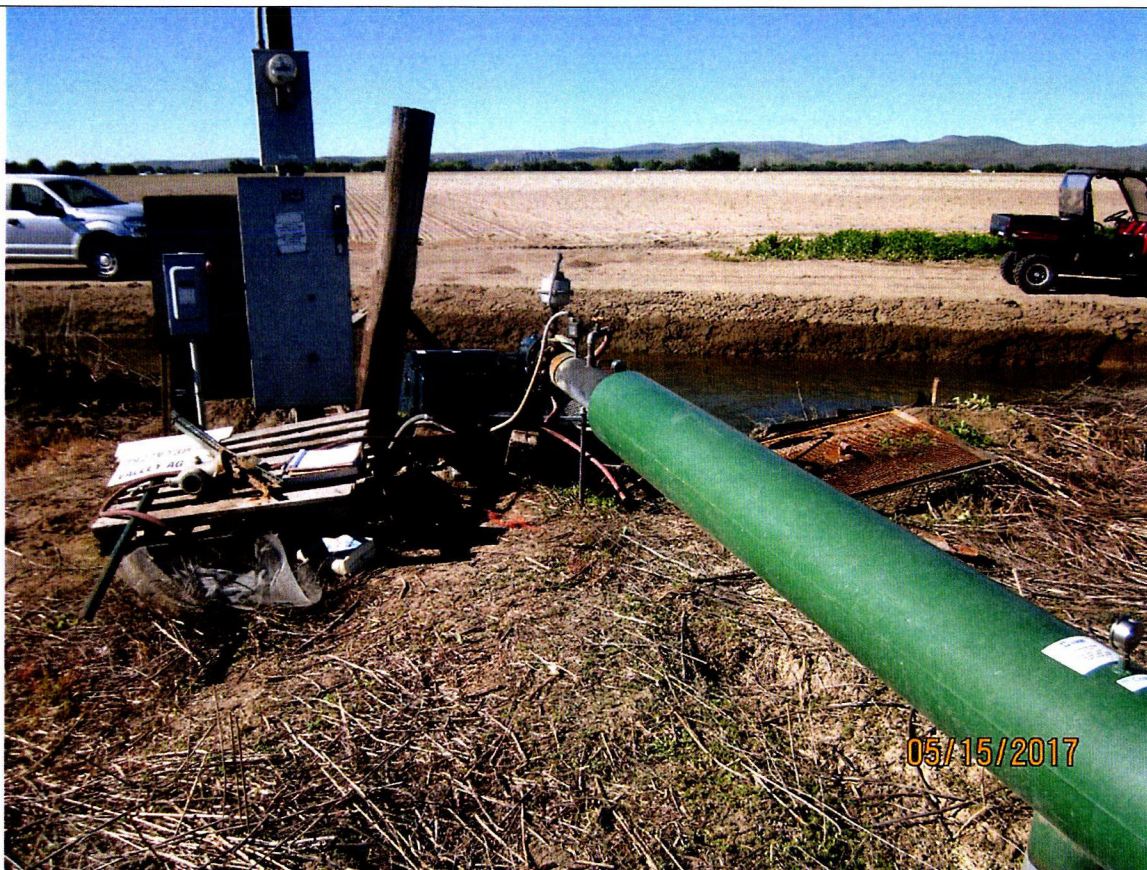


Figure 6. Pump, motor and control panel setup.



Figure 7.
Specifications tag on motor.

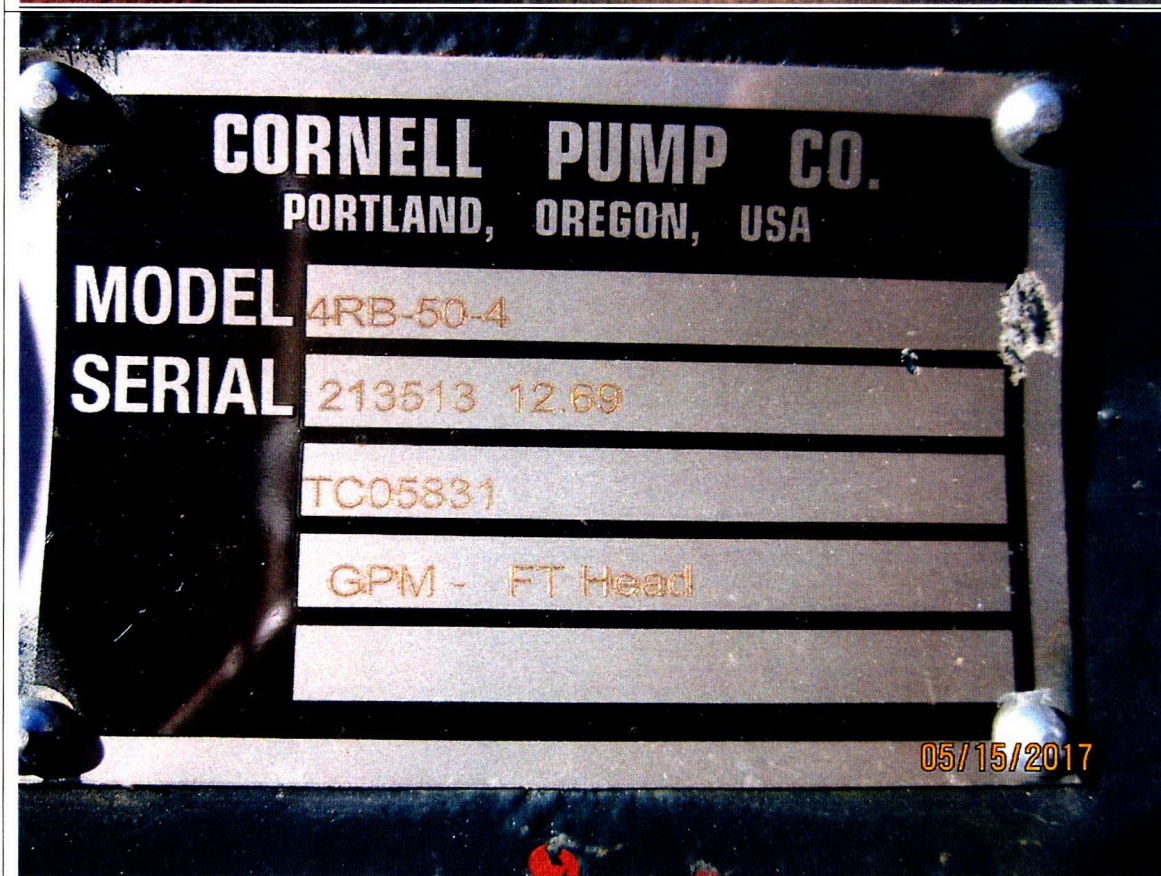


Figure 8.
Specifications tag on pump.



Figure 9. Pivot sprinkler system with end gun which covers the 96 acre POU.



Figure 10. Panoramic view of irrigated ground.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 5, 2017

COPY

SAGE ROCK RANCH
1205 PRINGLE ROAD
WEISER, IDAHO 83672

RE: Scheduling Field Exam for Water Right Permit No. 67-15135

Dear Permit Holder:

We are planning to conduct water right examinations in the vicinity of the above-referenced permit **during the weeks of May 8th – May 26, 2017**. An examination is needed to verify the water use in order to issue a water right license.

The above-referenced permit authorizes a diversion rate of 1.92 cfs for irrigation use from the Weiser River, a tributary of the Snake River. If you have developed a beneficial use and still own the place of use property, please contact me at your earliest convenience to schedule an examination.

If you did not develop a beneficial use of water under the permit or if you did develop that use, but subsequently abandoned it, a license cannot be issued. Please relinquish the permit by submitting the enclosed Relinquishment of Permit form (no fee required). The permit will be voided if beneficial use under the permit was not developed or was developed, but is now abandoned and you do not relinquish the permit.

If you did develop a beneficial use of water under the permit, but you no longer own the place of use property identified in the permit, please submit the enclosed Assignment of Permit form with the applicable \$25 processing fee.

Please contact me within the next thirty (30) days to either schedule an examination, submit a relinquishment, or submit an assignment. If you no longer own the place of use property and/or do not respond to this letter, the department will work with the current property owner to issue a license or void the permit.

Please call me at (208) 334-2190 if you have any questions. I appreciate your attention in this matter and I look forward to hearing from you.

Sincerely,

Aaron Skinner
Water Resource Agent

Enclosures: Water Permit Report and Map
Relinquishment of Permit form
Assignment of Permit form

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